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**FACSIMILE SUBMISSION UNDER 37 CFR 1.8**

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TO:	Mail Stop Amendment Examiner Fangemonique A. Smith	FROM:	Jason D. Kelly
COMPANY:	U.S. Patent & Trademark Office	DATE:	January 15, 2008
FAX NUMBER:	571-273-8300	TOTAL NO. OF PAGES INCLUDING COVER:	3
PHONE NUMBER:	571-272-8160	SENDER'S REFERENCE NUMBER:	1023-360US01
RE:	Supplemental Information Disclosure Statement	APPLICATION SERIAL NUMBER:	10/825,964

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PATENT

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JAN 15 2008

Applicant: Kenneth T. Heruth; Confirmation No. 8232  
Keith A. Miesel  
Serial No.: 10/825,964 Filed: April 15, 2004  
Examiner: Fangemonique A. Smith Group Art Unit: 3736  
Docket No.: 1023-360US01 Customer No.: 28863  
Title: DETECTING SLEEP

CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on January 15, 2008.

By:

Name: Shirley A. Betlach

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment  
Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits the references listed on the attached form PTO-1449. This Information Disclosure Statement is being filed after a first Office Action on the merits but before a Notice of Allowance or a Final Rejection.

Copies of the U.S. patent and publications are not enclosed as this requirement has been waived by the U.S. Patent Office.

Please charge Deposit Account No. 50-1778 in the amount of \$180.00 to cover the required fee set forth in §1.17(p) for a large entity. Please apply any other charges or credits to Deposit Account No. 50-1778.

Respectfully submitted,

Date:

1/11/08

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